

## Message Text

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ORIGIN AF-08

INFO OCT-01 EUR-12 IO-13 ISO-00 L-03 COME-00 EB-08 SS-15

CIAE-00 INR-07 NSAE-00 /067 R

DRAFTED BY AF/C:JSBLODGETT:LA

APPROVED BY AF;DBBOLEN

L/AF:MMATHESON(DRAFT)

USDOC/BIC/OIM:MCHITTUM(DRAFT)

EUR/WE:MDURKEE(DRAFT)

USDOC/GENERAL COUNSEL:JKENWORTHY

(DRAFT)

S/S - MR. ORTIZ

-----291953Z 112448 /46

R 291651Z JAN 77

FM SECSTATE WASHDC

TO AMEMBASSY MADRID

INFO AMEMBASSY YAOUNDE

USMISSION USUN NEW YORK

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E.O. 11652: N/A

TAGS: PFOR,CGEN,EK

SUBJECT: COMMUNICATION FROM PRESIDENT MACIE OF EQUATORIAL  
GUINEA REGARDING COCOA FRAUD (ALLOTEY) CASE

REF: STATE 11934

1. EMBASSY IS REQUESTED TO APPROACH GOS AND ASK THAT IT  
DELIVER, IN ITS CAPACITY AS PROTECTING POWER FOR U.S.,  
FOLLOWING MESSAGE TO EQUATORIAL GUINEAN PRESIDENT MACIE.  
MESSAGE MAY BE IN FORM OF AIDE MEMOIRE OR ANY OTHER FORM  
GOS DEEMS APPROPRIATE, MAY BE DELIVERED IN MALABO OR MADRID  
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(PREFERABLY MALABO), BUT SHOULD BE IN WRITING AND SHOULD BE  
VERBATIM.

2. BEGIN TEXT: THE UNITED STATES GOVERNMENT HAS RECEIVED  
A TELEGRAM DATED JANUARY 15, 1977 FROM THE GOVERNMENT OF  
EQUATORIAL GUINEA, CONCERNING A COCOA SALE IN 1970 IN  
WHICH AN AMERICAN CITIZEN, MRS. ENID ALLOTEY, WAS  
INVOLVED. IN ITS MESSAGE THE GOVERNMENT OF EQUATORIAL

GUINEA CLAIMS THAT MRS. ALLOTEY AND HER HUSBAND, ACTING AS BROKERS IN THE TRANSACTION, DEFRAUDED THE GOVERNMENT OF A LARGE SUM OF MONEY; STATES THE BELIEF THAT THE UNITED STATES GOVERNMENT, THROUGH ITS DEPARTMENTS OF STATE AND COMMERCE, HAD GUARANTEED THE TRANSACTION; AND REQUESTS THE ASSISTANCE OF THE UNITED STATES GOVERNMENT IN RECOVERING THE LOST FUNDS.

THE UNITED STATES GOVERNMENT IS SYMPATHETIC TOWARDS THE GOVERNMENT OF EQUATORIAL GUINEA IN THIS MATTER, AND REGRETS ANY LOSS THAT MAY HAVE BEEN INCURRED AS A RESULT OF FRAUDULENT REPRESENTATIONS BY AN AMERICAN CITIZEN. IT SHOULD BE POINTED OUT, HOWEVER, THAT THE MATTER IN QUESTION WAS ONE BETWEEN THE EQUATORIAL GUINEAN GOVERNMENT AND STRICTLY PRIVATE BUSINESS ENTITIES IN THE UNITED STATES. AT NO TIME DID THE UNITED STATES GOVERNMENT ITSELF UNDERTAKE TO GUARANTEE ALL OR PART OF THE TRANSACTION.

THE CORRECT CHANNEL FOR OBTAINING DAMAGES FOR THE ACTS OF PRIVATE PARTIES IN THE UNITED STATES IS THE INSTITUTION OF CIVIL ACTION AGAINST THOSE PARTIES IN THE APPROPRIATE UNITED STATES COURT. IN ITS NOTE OF JULY 14, 1975 FROM THE AMERICAN EMBASSY, YAOUNDE, TO THE FOREIGN MINISTRY, THE UNITED STATES GOVERNMENT INFORMED THE GOVERNMENT OF EQUATORIAL GUINEA THAT MR. AND MRS. ALLOTEY HAD BEEN SENTENCED BY A NEW YORK COURT TO THREE YEARS IN PRISON FOR WIRE FRAUD. IN A SPIRIT OF COOPERATION, THE UNITED STATES GOVERNMENT INDICATED AT THAT TIME THAT ALL LIMITED OFFICIAL USE

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PERTINENT MATERIALS ASSEMBLED IN CONNECTION WITH THAT CASE COULD BE MADE AVAILABLE IN THE EVENT THAT THE EQUATORIAL GUINEAN GOVERNMENT DECIDED TO SEEK RECOVERY OF ITS LOST FUNDS THROUGH CIVIL ACTION. AS INDICATED IN THE NOTE, THE UNITED STATES GOVERNMENT CANNOT, OF COURSE, PREDICT THE LIKELIHOOD OF SUCCESS OF SUCH AN ACTION, AND PRESUMES THAT THE GOVERNMENT OF EQUATORIAL GUINEA WOULD SEEK THE ADVICE OF A PRIVATE ATTORNEY IN THIS CONNECTION. HOWEVER, OUR OFFER OF COOPERATION IN MAKING THE NECESSARY MATERIALS AVAILABLE STILL STANDS IF THE GOVERNMENT OF EQUATORIAL GUINEA WISHES TO TAKE ADVANTAGE OF IT. END TEXT.

3. IN DISCUSSING CASE WITH GOS, EMBASSY MAY IF APPROPRIATE, ADVISE GOS ON CONFIDENTIAL BASIS OF FOLLOWING INFO REPORTED TO USG:  
(A) IN SEPTEMBER, 1970, MRS. ENID ALLOTEY, AN AMERICAN CITIZEN, AND HER HUSBAND MR. ADDOQUAYE ALLOTEY, A GHANAIAN CITIZEN, FORMED A PARTNERSHIP IN THE U.S. UNDER

THE NAME OF STEPHAN AND COMPANY.

(B) SHORTLY AFTER REGISTERING THE PARTNERSHIP,

MRS. ALLOTEY APPROACHED GENERAL COCOA COMPANY IN U.S.,  
OFFERING TO ACT AS BROKER IN SALE OF EQUATORIAL GUINEAN  
COCOA. GENERAL COCOA AGREED TO PURCHASE SEVERAL THOUSAND  
METRIC TONS.

(C) MRS. ALLOTEY THEN MADE CONTACT WITH THE CAMARA  
OFICIAL AGRICOLA DE COMERCIO DE FERNANDO PO AND  
ARRANGED FOR TWO SHIPMENTS OF COCOA TO U.S. IN NOVEMBER,

1970. FOR REASONS NOT ENTIRELY CLEAR, SHE WAS ABLE  
OBTAIN RELEASE OF SHIPMENTS BEFORE PAYMENT MADE, AND  
TO DELIVER THEM TO GENERAL COCOA. IN THE END CAMARA  
REPORTEDLY RECEIVED ONLY DOLS 750,000 OF TOTAL PRICE  
OF DOLS 2,975,000 OFFERED BY STEPHAN AND COMPANY  
(PRECISE FIGURES SHOULD NOT RPT NOT BE RELEASED TO GOS).  
DEPT DOES NOT KNOW ORIGIN OF DOLS 3.4 MILLION FIGURE  
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CITED BY MACIE IN 1/15/77 TELEGRAM.

(D) SO-CALLED USG GUARANTEE OF NOVEMBER 27, 1970  
CITED IN MACIE TELEGRAM WAS NOT GUARANTEE BUT SIMPLY  
LETTER FROM CHARGE OF U.S. EMBASSY, SANTA ISABEL TO  
E.G. MINISTER OF INTERIOR TRANSMITTING VERBATIM MESSAGE  
RECEIVED FROM STEPHAN AND CO. THROUGH U.S. DEPARTMENT  
OF COMMERCE. MSG. FROM STEPHAN AND CO. ADVISED THAT  
GUARANTEE WAS BEING PREPARED BY U.S. BANK AND REQUESTED  
THAT COCOA BE LOADED ABOARD SHIP. N.B. CHARGE HAD EARLIER  
ADVISED MACIE ORALLY THAT USG PAYMENT GUARANTEE NOT  
RPT NOT POSSIBLE.

4. SPANISH TEXTS OF MACIE'S INCOMING MESSAGE (REFTEL) AND  
OUR REPLY WILL BE TRANSMITTED SEPTEL. DEPT. (AF/C) WOULD  
APPRECIATE RECEIVING COPY OF GOS COMMUNICATION TO  
GOEG. DECONTROL ON RECEIPT.

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## Message Attributes

**Automatic Decaptoning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** COCOA, DIPLOMATIC COMMUNICATIONS, AIDE MEMOIRE, FRAUDS, AGRICULTURAL PRODUCT SALES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 29-Jan-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
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**Document Source:** CORE  
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**Enclosure:** n/a  
**Executive Order:** N/A  
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**Message ID:** 112c71d9-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN AF  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
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**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 STATE 11934  
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**Review Exemptions:** n/a  
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**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 3591883  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** COMMUNICATION FROM PRESIDENT MACIE OF EQUATORIAL GUINEA REGARDING COCOA FRAUD (ALLOTEY) CASE  
**TAGS:** PFOR, CGEN, EPAP, ETRD, EK, SP, US, (MACIAS NGUEMA BIYOGO NEGUE NDONG), (ALLOTEY, ENID), (ALLOTEY, ADDOQUAYE)  
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Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009